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November 12, 1997

VIA HAND-DELIVERY

Mr. David Waddell
Executive Secretary
Tennessee Regulatory Authority
460 James Robertson Parkway
Nashville, TN 37243-0505

Re: Application of Electric Power Board of Chattanooga
for a Certificate of Public Convenience and Necessity
to Provide Intrastate Telecommunications Services
TRA Docket No. 97-07488

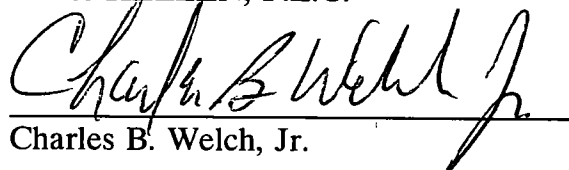
Dear Mr. Waddell:

Enclosed for filing, please find the original plus thirteen (13) copies of the Petition for Leave to Intervene, and proposed Order, in the above-referenced proceeding to be filed on behalf of the Tennessee Cable Telecommunications Association. Copies are being served on parties of record. Also enclosed is our check in the amount of \$25.00 to cover the filing fee.

If you have any questions or concerns with regard to this filing, please do not hesitate to contact me.

Very truly yours,
FARRIS, MATHEWS, GILMAN,
BRANAN & HELLEN, P.L.C.

By:


Charles B. Welch, Jr.

CBW,jr:cg

Enclosures

cc: Stacey Burks
Parties of Record

REC'D TN
REGULATORY AUTH.
NOV 12 11 22 AM
EXECUTIVE SECRETARY

**BEFORE THE TENNESSEE REGULATORY AUTHORITY
NASHVILLE, TENNESSEE**

IN RE:

**APPLICATION OF ELECTRIC
POWER BOARD OF CHATTANOOGA
FOR A CERTIFICATE OF PUBLIC
CONVENIENCE AND NECESSITY
TO PROVIDE INTRASTATE
TELECOMMUNICATIONS SERVICES**

Docket No. 97-07488

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EXECUTIVE SECRETARY

**PETITION OF THE TENNESSEE CABLE TELECOMMUNICATIONS
ASSOCIATION FOR LEAVE TO INTERVENE**

The Tennessee Cable Telecommunications Association. ("TCTA"), pursuant to T.C.A. §4-5-310, and the Rules of the Tennessee Department of State Administrative Procedures Division, Chapter 1360-4-1-.12, petitions to intervene in the above-referenced proceeding and in support of its Petition states as follows:

1. The TCTA is a trade organization whose membership consists primarily of owners and operators of franchised cable televisions systems throughout the State of Tennessee.
2. Presently, some TCTA members either hold a certificate of public convenience and necessity to provide telecommunication services throughout the State of Tennessee, or intend to make application to provide services in all geographic locations permitted by law.
3. The applicant is a municipally owned electric utility authorized by state law to provide telecommunications services subject to certain requirements designed to promote fair competition and prevent the municipality from engaging in anti-competitive practices which would frustrate the development of an effectively competitive telecommunications market in this State. Tennessee Code Annotated §7-52-401, et seq. If granted authority to provide

telecommunications services, the applicant will be providing such services in direct competition with the members of the Petitioner. The TCTA submits that the implementation of the competitive safeguards prescribed by State law is essential to the furtherance of fair competition and it has a direct and substantial interest in the manner and the method in which the municipality will be required to comply with the statutory requirements and the rules and regulations of the Tennessee Regulatory Authority.

4. As certificated entities authorized to provide telecommunication services, or potential telecommunications service providers, Petitioner's legal rights, duties, privileges, immunities, or other legal interests or responsibilities may be affected or determined by the outcome of this proceeding, and Petitioner's interest will not be adequately represented unless it is allowed to intervene.

5. The TCTA's participation will not impair the interest of justice or the orderly and prompt conduct of the Authority's proceeding.

6. The TCTA seeks to intervene and participate as its interest may appear.

7. This petition to intervene is being filed at least seven (7) days before the hearing of this cause.

WHEREFORE, PREMISES CONSIDERED, the Tennessee Cable Telecommunications Association prays that it be granted leave to intervene and participate in this proceeding with all attendant rights and responsibilities, and to receive copies of any notices, orders or any other documents filed herein, and have such other, further and general relief as the justice of its cause may entitle to receive.

DATED this 12th day of November, 1997.

Respectfully submitted,

FARRIS, MATHEWS, GILMAN,
BRANAN & HELLEN, P.L.C.

BY: Charles B. Welch, Jr.

Charles B. Welch, Jr., #5593
Attorney for The Tennessee Cable
Telecommunications Association
511 Union Street, Suite 2400
Nashville, TN 37219
(615) 726-1200

CERTIFICATE OF SERVICE

I, CHARLES B. WELCH, JR., hereby certify that I have served a copy of the foregoing Petition for Leave to Intervene on the parties listed below, by depositing copy of same in the U. S. Mail, postage prepaid this 12th day November, 1997.

Carlos C. Smith
Strang, Fletcher, Carriger,
Walker, Hodge & Smith, P.L.L.C.,
400 Krystal Building,
One Union Square,
Chattanooga, Tennessee 37402

Guy M. Hicks
BellSouth Telecommunications, Inc.
333 Commerce Street, Suite 2102
Nashville, TN 37201-3300

Val Sanford
Gullet, Sanford, Robinson & Martin
P. O. Box 198888
Nashville, TN 37219-8888

Charles B. Welch, Jr.
CHARLES B. WELCH, JR.

**BEFORE THE TENNESSEE REGULATORY AUTHORITY
NASHVILLE, TENNESSEE**

In Re:

**APPLICATION OF ELECTRIC
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FOR A CERTIFICATE OF PUBLIC
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TO PROVIDE INTRASTATE
TELECOMMUNICATIONS SERVICES**

Docket No. 97-07488

**ORDER GRANTING THE TENNESSEE CABLE
TELECOMMUNICATIONS ASSOCIATION LEAVE TO INTERVENE**

THIS MATTER came to be heard on the petition of the Tennessee Cable Telecommunications Association ("TCTA") for leave to intervene and participate in this proceeding as its interests may appear, and it appearing to the Authority that this proceeding and the actions which may be taken by the Authority herein may effect or determine the legal rights and duties of the TCTA, or its members, and that the interest of justice and the orderly and prompt conduct of this proceeding will not be impaired by allowing such intervention,

IT IS THEREFORE ORDERED that the Tennessee Cable Telecommunications Association be in the same and is hereby granted leave to intervene and participate in the proceeding with all rights and responsibilities of an intervenor and as a party in this matter.

This the ____ Day of November, 1997.

CHAIRMAN

ATTEST:

EXECUTIVE SECRETARY